



American Electric Power
1 Riverside Plaza
Columbus, OH 43215-2373
AEP.com

June 20, 2016

Eleanor Kane, Environmental Engineer
Ethan Chatfield, Environmental Engineer
Eric P. Cederholm
Air Enforcement and Compliance Assurance
U.S. EPA, Region 5
77 West Jackson Blvd. (AE-17J)
Chicago, IL 60604

Regional Freedom of Information Officer
U.S. EPA, Region 5
77 West Jackson Blvd. (MI-9J)
Chicago, IL 60604-3590

Re: **Freedom of Information Act Request**
AEP Generation Resources Inc. – Conesville Plant, Ohio
AEP Generation Resources Inc. – Gavin Plant, Ohio

Submitted via Email and Regular Mail

Dear Ms. Kane, Mr. Hatfield, and FOIA Officer:

This is a request pursuant to the freedom of Information Act, 5 U.S.C §552, and EPA's FOIA regulations in 40 CFR Part 2 for EPA to release certain records related to the two electric generation facilities listed above. The requested records¹ include the following types of information:

1. Dates, times, locations and results of any attempts (successful or not) to perform visible emission observations through the use of EPA Reference Methods, or any other technique, device, or methodology, on any stack or other emission point located at either the Conesville or Gavin Plant;
2. All descriptions of the technique(s), device(s), methodology(ies) or reference method(s) used to conduct those visible emission observations, including any criteria applicable to the observer or limitations on the use of the same;

¹ The term "records" as used in this letter includes originals, drafts and any non-identical copies of documents, recordings, photographs, and other information, whether printed or reproduced by any means, and includes, but is not limited to, correspondence, letters, memoranda, notes, emails, inter- or intra-agency communications, video or audio recordings, preliminary and final reports, logs, observation sheets, data, tables, calculations, diagrams, plans, and other information of any kind.

3. All raw data collected in connection with any attempted observations of visible emissions from these two facilities;
4. All reports, evaluations, summaries, or compilations of the information generated during the visible emission observations conducted at either of these two facilities;
5. All communications containing information related to any visible emissions observations conducted at either of these two facilities.

The time period covered by this request is the five-year period prior to June 6, 2016.

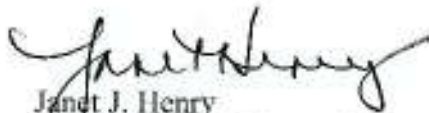
A previous request for records of opacity readings conducted at the Conesville Plant in connection with a site visit conducted on April 5, 2016, was sent to your offices on April 19, 2016. The response to that request did not include any records of opacity observations, or indicate that such records were being withheld. However, on June 13, 2016, I received a copy of a notice of violation alleging, among other things, that excess opacity was observed at the Conesville Plant on April 5, 2016. To the extent any such records exist and were not furnished or withheld without explanation, such action constitutes a violation of the FOIA.

If any exemption or denial of this request is based on the FOIA, I request that you furnish all non-exempt portions of such records, and exercise your discretion to release records, even if otherwise exempt, to the maximum extent possible. In addition, if exemptions for any responsive records are claimed, I ask that you identify the records withheld, including the title, date, authors, recipients, and a general description of the nature of the records, including the basis of any claimed exemption.

My client is willing to pay appropriate fees for this request, but I ask that you contact me if the fees for this request are likely to exceed \$100.00. Documents can be provided in response to this request in either electronic format or hard copy.

Pursuant to 40 CFR §2.104(a) I understand that I am entitled to receive a response to this request within 20 working days from the date this request is received. Please direct any questions concerning this request to my attention by phone at (614) 716-1612 or by email at jjhenry@aep.com.

Very truly yours,



Janet J. Henry
Deputy General Counsel
American Electric Power Service Corporation